Apr F IX 1

Previous References (1941) File No 135-41

Serial Nos 31, 32

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

Part B for July 42

SUBJECT

Amendment of Bye-laws re Dangerous and Offensive Trade — ~~Bo~~ Panchay of Bengal Gram

To,

The President, city Mul cl Mysore
The Dire of P H
The Comptroller
L 313-5/ 16 7 42
Sanctions the —

Mulk 21 7 42

B Secretariat
No 3-42

5090/L

(1

General and Revenue Secretariat — ML File No — of 1941-42 — [App F III-2

Serial No

From Mr Dalt, Cdy ml cl, Mysore
NO GT 1966 Dy 25-2 1942
Forwards for sanction amendments to the Byelaws relating to the Dangerous & offensive Trade framed by the Mysore Cdy ml cl under sections 51 (1) (g) (iii) & 181 of the Cdy mlties Act 1933.

1) The Law section may perhaps be consulted
ULB 29/2 suite for orders
1/3

2) PL keep up
Ks 2/3 from S/Mysore

3) suite A copy of the Rules & Byelaws of the Mysore Cdy Mcy to be sent as desired
ULB 11/3

4) The Dir of P. H will be consulted ~~urgently~~ on the matter
Ks 4/3 on the first instance
Lawsec / from 11/3/Mys

SECY'S DEPT 2139 12 MAR 42 GOVT OF MYSORE
Lawsec Mysore

NO 3680 13-3-42

5) Forwarded with compliments to the Director of Public Health for favour of opinion on the proposal made by the Municipal council
By order
Secretary to Govt
12/3/Mys Lawsec

NOTE—Cont Sheet

WD 04155- GPB—55 000—28-10-41

2)

File No C 907-2 Ee one n.o file of 194 2 — General and Revenue Secretariat

S 642

Serial No

6) Petransmitted with compliments

The proposal of the Municipal Council to include the Parching of Bengal gram in the list of offensive trades, so as to make it a licensable trade, may be approved

O.C endorsement

DIRECTOR OF PUBLIC HEALTH

JBR

7) Special mention has been made of this power of the said Council in Sec 51 (1) (b) (v) (vi) of the City Mlths Act 1933 in regard to the licensing of places used as a place for the preparation or manufacture of gal and for parching grain or Bengal gram on a large scale. The Bangalore City Mlcl have framed separate bylaws in this respect also (vide flag L)

8) The Mysore City Mlcl, on the other hand, treat parching of Bengal gram on a large scale under Offensive trades - (Sec 181 of the C-II C) Amendments to the existing bylaws under offensive trades are accordingly prepared The Dir of P-H has agreed to the inclusion of this trade as a licensable one under Offensive trades

Page 178 of the Mysore City Bylaws 1942 printing

6585/p/41

5050 (3

General and Revenue Secretariat — File No — of 1941-2 — [App F III-2

Serial No

7) The Law Section will be requested to state whether it would be in order to include it "under" offensive trades or whether separate bylaws should be framed under Sec 57 (1)(b) (ii) for this purpose as is done in the case of Amusements

8) Powers of arrest

9) Draft Reg Law (W) for 6 Offices

Draft Regs to be sent to Law Sec for Bylaws & Rules framing (W)

Law 24/6/41

8th July 1942

10) Draft Reg Law (W) for 6 Offices

11) Place this after the Act Session is over

3
8/6/42

12) Under Sec 16.1 (2) of the Act relating to "Stopping persons" for legal purposes a particular place may cause annoyance, all annoyances are offensive trades & the laws may be framed as suggested by the Commissioners

13) The amendments suggested are as above may be sanctioned

Law Secretary

3
24/6/42

14) I agree with the above

Wg
25/6/42

15) Draft Reg Law (W) for 6 Offices

3
25/6/42

16) Draft forwarded for 25/6/42

X
This is not correct. This applies to the present proposal is that Parking Bengal gram for criminal purposes

SECY LAW DEPT
SSB3
21 JUL 1942
DELHI

NOTE—Cont Sh et

WD 115—GPB—55,000—3-10-41

4) Amendment of Byelaws re Dangerous & Offensive Trades
5090 L
Mysore

File No. of 1941-42 — General and Revenue Secretariat

Serial No

1) Submitted with a draft Go for appl.
Ltr 25/6 Cs

2) may be approved

Law Secy for 25/6/42

SECY L 5681 23 JUN 1942 GOVT OF MYSORE

3) In view of the opinion expressed by the D P H may be approved

Minister L S G
Dewan

Ltr 10 7 42

for
Secy
10 7 42

CF E O T I STR Fo L S G & P H Dt 10 7 42 N 390

DEWAN'S OFFICE 11 JUL 1942 NO 516

Ltr 13/7/42

Cs 14-7-42

Approved
Secy
14 7 42

32

To Re Dist, Dist one cl, Mysore
Re D P H Health
Re Comptroller.
No L 313-5 Dt 16-7-42
Same constitute amendment

B 55 18/7

No GT 2999
Encl- 4

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL MYSORE

Date 15th June 1942

From

B S RAGHAVENDRA RAO Esq MA (H)
PRESIDENT CITY MUNICIPAL COUNCIL
MYSORE

To

A. Sundararaja Rao, Esq , B A ,B L ,
Secretary to Government,
Law Department, Bangalore

Sir,

Re - Classification of parching of Bengal Gram for commercial purposes' as dangerous and offensive trade under Section 181 of the City Municipalities Act 1933

===

I have the honour to invite your kind reference to this office letter No G T 1966 dated 25-2-1942, proposing amendments of the existing byelaws to make due provision for the above and to request early orders of Government thereon

I have the honour to be,
Sir,
Your most obedient servant,

B S Raghavendra Rao

PRESIDENT

snr

Serial No

1) Until the Connected file has been sent to the Law section on 8/6/42 and its return may perhaps be awaited

WRS 24/6/42 2) The Diary No is 5090/L

In favour of expediting the return of the file - in question, and

Law Asst Secy WRS

Yours. 24/6/42

The file has been sent to the Law Secretary today & orders may issue soon

Ans A 25/6

NOTE—Cont Sheet

W D 0415— 61 B—55 000—23 10

Secy Law WRS 3 24/6/42

24/6/42

File No of 194

General and Revenue Secretariat

Serial No

5090/L

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL
MYSORE

No. G 71966 E F

Dated 23rd February 1942.

M 195-41-31

From B S RAGHAVENDRA RAO, Esq , M A , (Hons)
M. NAVANEETHAM NAIDU, Esq., B.A., B.L.,
PRESIDENT CITY MUNICIPAL COUNCIL
MYSORE.

To

H V NARAYANA RAO, Esq , B A , L B ,
Secretary to the Government of Mysore,
Law Department,
Bangalore

Sir,

Re classification of "Parching of Bengal gram for Commercial purposes" as Dangerous and Offensive trade under Section 181 of the City Municipalities Act 1933

I have the honour to state that on receipt of the complaint from the residents of the Mandy Mohalla about the nuisance caused by the persons manufacturing fried Bengal gram on a large scale for commercial purposes the proposal to declare and to include the same as offensive trade was taken up by the Municipal Council Thereupon they approved in their resolution No 272 dated 18th December 1940 the draft amendments to the existing Bye-laws with a view to provide "the parching of gram and Bengal gram for commercial purposes" being made a licensable trade as is in force in the Bangalore City Municipality As required by the rules, objections were called for by notifying the proposed amendments in the Mysore Gazette dated 2nd January 1941 Part III (3) page 10 and also in the City No objections having been received, the amendment was placed before the Council for approval at their Meeting held on 31st March 1941 when they referred the subject to a Sub Committee appointed by them for consideration and report

The Sub Committee in their meeting held on 8th July 1941 resolved that the trade of parching grain need not be licensed as that industry is a house-hold manufacture and as for the parching of Bengal gram they approved the Bye-law with certain further amendments The Committee's resolution was approved by the

P T O

Council in Resolution No 114 dated 30th August 1941

I enclose herein the draft bye-law as amended and approved by the Council and I request you kindly to obtain early approval of Government thereto

I have the honour to be

Sir,

Your most obedient servant

B. Rajahamundry

PRESIDENT 23/2

NRS

MYSORE CITY MUNICIPALITY

Proceedings of the Ordinary General Meeting of the Mysore City Municipal Council held in the Municipal Office on Saturday the 30th August 1941, at 4 p m

PRESENT

B S Raghavendra Rao Esq M A (Hons) *President*

2 T M r appa Esq B A LL.B *Vice-President*
3 A Krishna Murty Esq
4 S Linganna Esq
5 U L Ramachandra Rao Esq
6 Chowdiah Esq
7 M K Linganna Esq B A LL.B
8 M C Mallappa Esq
9 P Sitaramiah Esq B A B L
10 C S Dixit Esq B A LL.B
11 T Narasimha Iyengar Esq B A B L.
12 A N Suryanarayana Rao Esq
13 Mrs B Kameswaramma B A
14 Agaram Rangiah Esq
15 B Narayanaswamy Esq B A B L.
16 M V Venkataramiah Esq
17 M S Nanjappa Esq
18 G R Rangaswamiah Esq
19 E P Nanjappa Esq
20 G Janardan Naidu Esq
21 Patnam Sreenivasasetty Esq
22 M R C Basappa Esq
23 T Venkataramaniah Esq
24 T S Alikhan Esq
25 H ji Mir Amiruddin Khuraishi Esq
6 S A Kareem Esq
27 B L. Maridandiah Esq
28 F C Devaraja Urs Esq

ABSENT

29 N Rajagopala Iyengar Esq B A B L.
30 Dr A J Ram L. M & S
31 Mahomed Khalilulla Esq M A LL B

XX XX XX

114 Approval of the draft amendment proposed to be made to the Bye-laws relating to Dangerous and offensive trades

A p p r o v e d

XX XX XX

(Sd) B S Raghavendra Rao
President

"Extract"

B S Raghavendra Rao
President

2

Proceedings of a meeting of the Sub Committee appointed for suggesting amendments to bye-laws relating to dangerous and offensive trades held on 8th July 1941 in the Municipal Office at 4 P M

Present

1 B S Raghavendra Rao Esq , M A , (Hons)
2 P Sitaramiah, Esq , B A B L ,
3 T Narasimha Iyengar, Esq , B A , B L ,
4 S Linganna, Esq ,
5 M V Venkataramiah, Esq ,
6 G R Rangaswamiah, Esq ,
7 The Health Officer

Mr Chowdiah, Municipal Councillor was also present

1 The Committee after discussion resolved that as there are only very few families now engaged in the trade of parching grain (ಹುರಿಯುವುದು) and as this is an industry to which normally the Municipal Council should give encouragement it was not desirable to license the industry, especially in view of the fact that the house-holders who are now - engaged in the trade have been intimated and have agreed to ~~be~~ see as far as possible that the nuisance now complained of viz , putting the grain for drying and shifting the grain on the road is avoided

Regarding the Bengal gram the bye-laws already proposed were approved with the following additions -

1 Page 178 - Bye-law No 9 (i) - Re-number 9 and 10 to 10 and 11
2 The following note may be inserted as a foot-note to Bye-law No 9 (iii)

"This does not apply to parching of Bengal gram "

(Sd) B S Raghavendra Rao
PRESIDENT

NRS

'Copy'
B Raghavendra Rao
President

MYSORE CITY MUNICIPALITY

Proceedings of the Ordinary General Meeting of the Mysore City Municipal Council held in the Municipal Office, on Monday the 31st March 1941, at 4 p m

PRESENT

B S Raghavendra Rao Esq M A (Hons) *President.*

2 T Ma iappa Esq B A LL.B *Vice-President*
3 S Ling nna Esq
4 U L Ramachandra Rao Esq
5 Chowdiah Esq
6 M K Linganna Esq B A LL B
7 M C Mallappa Esq
8 P Sitaramiah Esq. B A B L
9 C S Dixit Esq B A LL.B
10 T Narasimha Iyengar Esq B A B L
11 A N Suryanarayana Rao Esq
12 N Rajagopala Iyengar Esq B A B L
13 B Narayan swamy Esq B A B L
14 A Krishna Murty Esq
15 M V Venkataramiah Esq.
16 M S Nanjappa Esq
17 G R Rangaswamiah Esq
18 E P Nanjappa Esq
19 A J Ram Esq L.M & S
20 G Janardan Naidu Esq
21 P Sreeniv sasetty Esq
23 M R C Bas pp Esq
23 T Venkataramaniah Esq
24 T S Alikhan Esq
25 Mahomed Ab lilulla Esq M A LL B
26 S A K reem Esq
27 B L. M ridandiah Esq
28 F C Devaraja Urs Esq

ABSENT

29 Mrs. B Kameswar mma B A
30 Agaram Rangiah Esq
31 Haji Mir Amiruddin Khuraishi Esq

x x x

421 According final approval to the amendment proposed to be made to the Bye-laws relating to Dangerous and Offensive trades, no objections having been received in response to the notice published in this behalf. (Deferred subject)

Resolved that the subject be referred to a Sub-Committee consisting of the following members for consideration and report

The President
Messrs P Sitaramiah, B A, B L,
G R Panganamiah
L Narasimha Iyengar, B.A, B L
S Linganna
M V Venkataramiah

x x x

Sd/-B S Raghavendra Rao,
President

Copy:

OFFICE OF THE PRESIDENT CITY MUNICIPAL COUNCIL, MYSORE

Notification dated 20th December 1940

Notice is hereby given to the inhabitants of the Mysore City Municipality that the Municipal Council have resolved to amend the Bye laws relating to the Dangerous and Offensive trades to the extent indicated below so as to include the parching of grain or bengalgram for commercial purposes in the list of offensive trades

Any person having any objection in respect of the proposed amendment may prefer the same in writing to the undersigned within a month from the date of publication of this notification in the *Mysore Gazette*

Draft Amendment

(1) *Insert* the figure (VI) between the figure III and the word and appearing in the heading of Chapter XXIV (page 174) of the Mysore City Municipal Rules and Bye laws

(2) *Add* the following after item No 8 of the list of Offensive Trades contained in Bye law No 2 (*b*) of the Bye laws relating to Dangerous and Offensive trades (page 175 Chapter XXIV of the Mysore City Municipal Rules and Bye laws) —

"(9) Parching of Grain or Bengalgram for commercial purposes

(3) Re number the existing items 9 to 13 under Offensive Trades as 10 to 14

NAVANEETHAM
President

BANGALORE CITY MUNICIPALITY

Bye laws framed under Section 51 (1) (b) (v) and (vi) of the Mysore City Municipalities Act of 1933 for regulating the use of places (1) for the preparation or manufacture of oil and (2) for parching grain and Bengal gram on a large scale within the limits of the Bangalore City Municipality

(Approved by Government in their Order No L 7406 7—Ml 70 38 39 dated 13th March 1939)

1 Every person intending to use a place within the limits of the Bangalore City for any of the purposes mentioned below shall obtain a license in writing from the Municipal Commissioner after paying the prescribed fees therefor The license so granted will expire on 30th June of the official year during which it is issued but the currency of the lease may be renewed previous to its expiration and on payment of a fresh fee provided always that when a renewal is applied for as aforesaid the period of its currency shall eventually if the application is granted or refused be deemed to include the interval during which the application was pending disposal —

(*a*) Preparation or manufacture of oil for commercial purposes

(*b*) Parching grain or Bengalgram (on a large scale) for commercial purposes

2 He shall at all times keep the premises used for any one of the above purposes referred to in Bye law No 1 clean and tidy to the satisfaction of the Municipal Commissioner or the Health Officer 8(3)

3 He shall carry out his business in such a way as not to make his premises a source of danger or nuisance to the persons residing in or resorting to the neighbourhood and during the hours prescribed in the license 8(5)

4 He shall not allow any refuse or waste matter whether solid or liquid which is likely to be a source of danger or nuisance to be deposited in or around the premises but shall have them removed daily in such manner as may be determined by the Municipal Commissioner or the Health Officer 9(8)

5 He shall comply with any requisition from the Municipal Commissioner or the Health Officer contained in a notice in writing for rectifying any error or omission in attending to the above provisions and for promoting the health of the persons employed in the business 9(10)

6 The Municipal Commissioner shall have power to suspend or withdraw a license granted for any of the purposes whenever he deems such a course necessary in the interests of the convenience or safety of the public generally or of the persons inhabiting or resorting to the neighbourhood of the premises covered by such license or whenever any of the conditions of the license are not obeyed 9(11)

7 The use of a place in any building or locality and the dimensions of the premises used for the purposes will be determined by the Municipal Commissioner License will not be granted for the said purposes if in the opinion of the Municipal Commissioner the Health Officer or any other person authorised in this behalf the premises proposed or the locality in which such purposes are proposed are unsuit ed in anitary or injurious to the Health or otherwise constitute a nuisance

SCHEDULE

The license fee per annum will be as follows —

(*a*) Parching grain or Bengalgram on a large scale—Rs 5 per annum

(*b*) Preparation or manufacture of oil Rs 10 per annum

8 Breach of any bye laws or conditions of the license will entail withdrawal of the license and in addition the person will be liable on conviction before a Magistrate to a fine not exceeding Rs 50 and to a further fine which may extend to Rs 10 for every day on which the said disobedience or failure continues after the date of the first conviction

S NARAYANA RAO
Municipal Commissioner

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 16 7 42 193

Signed by H S R Rao

† Vide item No 17 under the head "Introduction" in the Book of Byelaws of the Mysore city Mcl.

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette Kannada Part ?

Section Mcl

File No 185-41

Serial No 32

Proceedings of the Government of His Highness the Maharaja of Mysore

Read—

Go No 695/Mcl 69-14-125 Dy 23 7 1915 approving the Byelaws for regulating the Dangerous and offensive trades in the Mysore city

2) Letter No GF 1966 Dy Order thereon No 25-2 42 from the Dpty, city, Mcl, Mysore, forwarding for sanction certain amendments to the above Byelaws as noted in the annexure as resolved by the Mcl

at their meeting held on
30-8-41 so as to bring the
Parching of Bengal gram
for Commercial purposes"
under offensome trades
in Mysore city

Order No L 513-5 / Cu me

Sanctioned A Copy
of the Bye-law as amended
is appended to this order

for Secy to Govt
Ms & Law Deptt

To The Dh. Cy. medl, Mysore
The Dr of P Health
The Comptroller

List of Enclosures

Copied by

Examined by

WD 0279—GPB—22 500—14 4 38

~~Draft~~ Bye-law as amended

(1) Insert the figure '(vi)" between the figure "III" and the word "and" appearing in the heading of Chapter XXIV (page 174) of the Mysore City Municipal Rules and Bye-laws

(2) Add the following after item No 8 of the list of Offensive Trades contained in Bye-law No 2 (b) of the Bye-laws relating to Dangerous and Offensive trades (page 175, Chapter XXIV of the Mysore City Municipal Rules and Bye-laws -

"(9) Parching Bengal gram for commercial purposes '

(3) Re-number the existing items 9 to 13 under "Offensive Trades" as 10 to 14

(4)Page 178 Bye-law No 9(1) - Renumber 9 and 10 to 10 and 11

(5) The following note may be inserted as a foot note to Bye-law No 9 (3) -

"This does not apply to parching of Bengal gram "

President.
Mysore City Municipal Council
Mysore

NRS

for Secy to Govt
Law Dept

(Page 174 Chapter XXIV)
Dangerous and offensive trades

Bye-laws under Section 51(1) (b) (iii) (vi)
and Section 181

~~Draft~~ Bye-laws after amendment runs as follows

2 (a) Dangerous trade means the business of storing for sale -

1 Firewood
2 Hay straw or any other dried fodder for cattle
3 Coal, Charcoal
4 Cotton
5 Kerosine oil in godowns
6 Petroleum in godowns
7 Kerosine oil in tanks
8 Petroleum in tanks
9 Calcium carbide in bulk

(b) Offensive trade means the business of -

1 Boiling or storing offal, blood, bones or rags
2 Storing hides, horns or skins
3 Tanning
4 Dyeing
5 Washing or drying wool or hair
6 Making or manufacturing of bricks
7 Making or manufacturing of tiles, potter or other earthenware or lime
8 Manufacturing oil by boiling
9 Parching Bengal gram for commercial purposes
10 Camphor boiling
11 Soap making
12 Using any place as a cart-stand
13 Using any place as a smithy
14 Using any place as rice, oil, spinning, weaving or other mill wherein steam, water or other mechanical power is used to work the same or as a factory as defined in the Mysore Factories ~~Regulation~~ Regulation

(Page 178 Rule 9)

9 In the case of offensive trades as defined in Bye-law 2 (b) -

(1) The trades mentioned in Bye-law 2 (b) (1), (2), (3), (4), (5), (8), (10) and (11), shall not be carried on in any locality which is less than 2 furlongs distant from a cluster of 25 dwelling houses or less than half a mile distant from a group of ~~52~~ 50 dwelling houses, and the premises shall not have less than 35 per cent of window area as compared with the total floor space of storing and working rooms

xx xx

~~Note - This does not apply to parching of Bengal gram~~

(3) He shall store or convey all offensive and noxious material in proper air-tight receptacles provided, with effective and tight lids

Note - This does not apply to parching of Bengal grams

By order
President

HRS

For Secy to Govt
WB Law Dept

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

Read —

Government Order No. 695/LL 69-14-125 dated 23rd July 1915 approving the Bye-laws for regulating the Dangerous and Offensive trades in the Mysore city

2. Letter No.C.T 1986 dated 25th February 1942 from the President, City Municipal Council, Mysore, forwarding for sanction certain amendments to the above Bye-laws as noted in the annexure as resolved by the Municipal Council at their meeting held on 30-8-41 so as to bring the "Parching of Bengal gram for commercial purposes" under offensive trades in Mysore City

***

Order No. L.313-5/ML 135-41-32

Dated, Bangalore, 16th July 1942.

Sanctioned. A copy of the Bye-law as amended is appended to this order

Ramachandra
for Secretary to Government,
Law Department

To

The President City Municipal Council, Mysore.
The Director of Public Health in Mysore
The Comptroller to Government of Mysore.

BHK/5.

BYE-LAW AS AMENDED

(1) Insert the figure "(vi)" between the figure "III" and the word "and" appearing in the heading of Chapter XXIV (Page 174) of the Mysore City Municipal Rules and Bye-laws.

(2) Add the following after item No.8 of the list of Offensive Trades contained in Bye-law No.2(b) of the Bye-laws relating to Dangerous and Offensive trades (page 175, Chapter ~~XXXX~~ XXIV of the Mysore City Municipal Rules and Bye-laws:-

"(9). Parching Bengal gram for commercial purposes."

(3) Re-number the existing items 9 to 13 under "Offensive Trades" as 10 to 14

(4) Page 178 Bye-law No. 9(1) - Renumber 9 ~~to 12~~ and 10 to 10 and 11.

(5) The following note may be inserted as a foot note to Bye-law No. 9(3).

"This does not apply to parching of Bengal gram.

***

For Secretary to Government,
Law Department.

BHK/5.